

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: 12/20/05

Signature: *Janice Rousset*

(Janice Rousset)

22 DEC 2005
10/532618 #4
Docket No.: 0113873.00124US2
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Dov TAMARKIN et al.

Application No.: 10/532618

Confirmation No.: 9411

Filed: April 25, 2005

Art Unit: 1614

For: COSMETIC AND PHARMACEUTICAL
FOAM

Examiner: Not Yet Assigned

INFORMATION DISCLOSURE STATEMENT (IDS)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This Information Disclosure Statement is being filed prior to the mailing date of a first Office Action on the merits. No fee is required.

Applicants request that the Examiner initial and return a copy of the enclosed Form PTO SB-08 with the next communication.

Dated: December 20, 2005

Respectfully submitted,

By *Mary Rose Scozzafava*

Mary Rose Scozzafava

Registration No.: 36,268

WILMER CUTLER PICKERING HALE AND
DORR LLP

60 State Street
Boston, Massachusetts 02109
(617) 526-6000
Attorney for Applicant

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

| | | | |
|--|---|--------------------------|-----------------------|
| Substitute for form 1449A/B/PTO | | Complete if Known | |
| INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i> | | Application Number | 10/532618-Conf. #9411 |
| | | Filing Date | April 25, 2005 |
| | | First Named Inventor | Dov TAMARKIN |
| | | Art Unit | 1614 |
| | | Examiner Name | Not Yet Assigned |
| Sheet | 1 | of | 3 |
| | | Attorney Docket Number | 0113873.00124US2 |

| U.S. PATENT DOCUMENTS | | | | | |
|-----------------------|--------------|---|--------------------------------|--|---|
| Examiner Initials* | Cite No.† | Document Number Number-Kind Code* (if known) | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
| | AA* | US-2002/0035046 | 03-21-2002 | Lukenbach et al. | |
| | AB* | US-2002/0072544 | 06-13-2002 | Miller et al. | |
| | AC* | US-2002/0098215 | 07-25-2002 | Douin et al. | |
| | AD* | US-2004/0151671 | 08-05-2004 | Abram et al. | |
| | AE* | US-2004/0265240 | 12-30-2004 | Tamarkin et al. | |
| | AF* | US-2005/0031547 | 02-10-2005 | Tamarkin et al. | |
| | AG* | US-2005/0069566 | 03-31-2005 | Tamarkin et al. | |
| | AH* | US-2005/0074414 | 04-07-2005 | Tamarkin et al. | |
| | AI* | US-2005/0075407 | 04-07-2005 | Tamarkin et al. | |
| | AJ* | US-2005/0079139 | 04-14-2005 | Jacques et al. | |
| | AK* | US-2005/0186142-A1 | 08-25-2005 | Tamarkin et al. | |
| | AL* | US-2005/0186147-A1 | 08-25-2005 | Tamarkin et al. | |
| | AM* | US-2005/0205086-A1 | 09-22-2005 | Tamarkin et al. | |
| | AN* | US-3,912,665 | 10-14-1975 | Spitzer et al. | |
| | AO* | US-4,145,411 | 03-20-1979 | Mende | |
| | AP* | US-4,271,149 | 06-02-1981 | Winicov et al. | |
| | AO* | US-4,529,601 | 07-16-1985 | Broberg et al. | |
| | AR* | US-4,808,388 | 02-28-1989 | Beutler et al. | |
| | AS* | US-4,837,378 | 06-06-1989 | Borgman | |
| | AT* | US-4,874,794 | 10-17-1989 | Katz | |
| | AU* | US-4,981,677 | 01-01-1991 | Thau | |
| | AV* | US-5,002,680 | 03-26-1991 | Schmidt et al. | |
| | AW* | US-5,034,220 | 07-23-1991 | Heliott et al. | |
| | AX* | US-5,071,648 | 12-10-1991 | Rosenblatt | |
| | AY* | US-5,143,717 | 09-01-1992 | Davis | |
| | AZ* | US-5,171,577 | 12-15-1992 | Griat et al. | |
| | AA1* | US-5,254,334 | 10-19-1993 | Ramirez et al. | |
| | AB1* | US-5,262,407 | 11-16-1993 | Leveque et al. | |
| | AC1* | US-5,326,557 | 07-05-1994 | Glover et al. | |
| | AD1* | US-5,411,992 | 05-02-1995 | Eini et al. | |
| | AE1* | US-5,435,996 | 07-25-1995 | Glover et al. | |
| | AF1* | US-5,534,261 | 07-09-1996 | Rodgers et al. | |
| | AG1* | US-5,536,743 | 07-16-1996 | Borgman | |
| | AH1* | US-5,545,401 | 08-13-1996 | Shanbrom | |
| | AI1* | US-5,589,515 | 12-31-1996 | Suzuki et al. | |
| | AJ1* | US-5,635,469 | 06-03-1997 | Fowler et al. | |
| | AK1* | US-5,641,480 | 06-24-1997 | Vermee, R. | |
| | AL1* | US-5,672,634 | 09-30-1997 | Tseng et al. | |
| | AM1* | US-5,679,324 | 10-21-1997 | Lisboa et al. | |
| | AN1* | US-5,700,396 | 12-23-1997 | Suzuki et al. | |
| | AO1* | US-5,716,611 | 02-10-1998 | Oshlack et al. | |
| | AP1* | US-5,759,520 | 06-02-1998 | Sachetto | |
| | AQ1* | US-5,783,202 | 07-21-1998 | Tomlinson et al. | |
| | AR1* | US-5,840,744 | 11-24-1998 | Borgman | |
| | AS1* | US-5,922,331 | 07-13-1999 | Mausner | |
| Examiner Signature | | | | Date Considered | |

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

| | | | | | |
|--|---|----|--------------------------|------------------------|------------------|
| Substitute for form 1449A/B/PTO | | | Complete if Known | | |
| INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i> | | | Application Number | 10/532618-Conf. #9411 | |
| | | | Filing Date | April 25, 2005 | |
| | | | First Named Inventor | Dov TAMARKIN | |
| | | | Art Unit | 1614 | |
| | | | Examiner Name | Not Yet Assigned | |
| Sheet | 2 | of | 3 | Attorney Docket Number | 0113873.00124US2 |

| | | | |
|------|-----------------|------------|------------------|
| AT1* | US-5,951,993 | 09-14-1999 | Scholz et al. |
| AU1* | US-5,961,957 | 10-05-1999 | McAnalley |
| AV1* | US-5,972,310 | 10-26-1999 | Sachetto |
| AW1* | US-5,993,846 | 11-30-1999 | Friedman et al. |
| AX1* | US-6,093,408 | 07-25-2000 | Hasenoehr et al. |
| AY1* | US-6,113,888 | 09-05-2000 | Castro et al. |
| AZ1* | US-6,121,210 | 09-19-2000 | Taylor |
| AA2* | US-6,126,920 | 10-03-2000 | Jones et al. |
| AB2* | US-6,187,290 | 02-13-2001 | Gilchrist et al. |
| AC2* | US-6,251,369 | 06-26-2001 | Stoltz |
| AD2* | US-6,258,374 | 07-10-2001 | Friess et al. |
| AE2* | US-6,333,362 | 12-25-2001 | Lorant |
| AF2* | US-6,358,541 | 03-19-2002 | Goodman |
| AG2* | US-6,383,471-B1 | 05-07-2002 | Chen et al. |
| AH2* | US-6,410,036 | 06-25-2002 | De Rosa et al. |
| AI2* | US-6,423,323-B1 | 07-23-2002 | Neubourg |
| AJ2* | US-6,468,989-B1 | 10-22-2002 | Chang et al. |
| AK2* | US-6,524,594 | 02-25-2003 | Santora et al. |
| AL2* | US-6,536,629 | 03-25-2003 | van der Heijden |
| AM2* | US-6,544,530 | 04-08-2003 | Friedman |
| AN2* | US-6,620,773 | 09-16-2003 | Stork et al. |
| AO2* | US-6,730,288-B1 | 05-04-2004 | Abram |

| FOREIGN PATENT DOCUMENTS | | | | | |
|--------------------------|----------|--|--------------------------------|--|---|
| Examiner Initials* | Cite No. | Foreign Patent Document Country Code ¹ -Number ² -Kind Code ³ (if known) | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
| | BI | EP-0270316 | 08-06-1988 | Pfizer, Inc. | |
| | BQ | EP-0488089-A1 | 06-03-1992 | Kali-Chemie Pharma GmbH | |
| | BE | EP-0535327 | 07-04-1993 | American Cyanamid Co. | |
| | BK | EP-0598412 | 11-19-1993 | Medicon Gesellschaft | |
| | BP | EP-1055425-A2 | 11-29-2000 | Bristol-Myers Squibb Co. | |
| | BC | IL-0152486-A0 | 05-29-2003 | Eini | |
| | BJ | JP-2002012513 | 01-15-2002 | Fumiko | |
| | BA | WO-00/15193 | 03-23-2000 | Soltec Research Pty. Ltd. | |
| | BN | WO-01/70242-A2 | 09-27-2001 | Ben Gurion Univ. | |
| | BH | WO-02/00820 | 01-03-2002 | Combe International Ltd. | |
| | BG | WO-02/1847-A1 | 05-30-2002 | Wella Aktiengesellschaft | |
| | BO | WO-03/051294 | 06-26-2003 | Medicis Pharmaceuti | |
| | BF | WO-03/053292 | 07-03-2003 | Fempharma, Inc. | |
| | BD | WO-04/112780 | 12-29-2004 | Gal-Derma Research | |
| | BL | WO-91/11991 | 08-22-1991 | Kabi Pharmacia | |
| | BM | WO-96/19921 | 04-07-1996 | Commonwealth Scie | |
| | BB | WO-96/27376 | 09-12-1996 | Medeva PLC | |

| | |
|--------------------|-----------------|
| Examiner Signature | Date Considered |
|--------------------|-----------------|

| | | | |
|---|---|--------------------------|-----------------------|
| Substitute for form 1449A/B/PTO | | Complete if Known | |
| INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary) | | Application Number | 10/532618-Conf. #9411 |
| | | Filing Date | April 25, 2005 |
| | | First Named Inventor | Dov TAMARKIN |
| | | Art Unit | 1614 |
| | | Examiner Name | Not Yet Assigned |
| Sheet | 3 | of | 3 |
| | | Attorney Docket Number | 0113873.00124US2 |

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. * CITE NO.: Those application(s) which are marked with an single asterisk (*) next to the Cite No. are not supplied (under 37 CFR 1.98(e)(2)(ii)) because that application was filed after June 30, 2003 or is available in the IPW. * Applicant's unique citation designation number (optional). * See Kind Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. * Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). * For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. * Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. * Applicant is to place a check mark here if English language Translation is attached.

| NON PATENT LITERATURE DOCUMENTS | | | |
|---------------------------------|--------------------------|---|----------------|
| Examiner Initials | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T ² |
| | CA | BARRY, B.W. et al, Comparative bio-availability and activity of proprietary topical corticosteroid preparations: vasoconstrictor assays on thirty-one ointments, British Journal of Dermatology, 93, 563-571, 1975. | |
| | CB | MARTINDALE, The extra pharmacopoeia [28th] edition, Eds.: Reynolds, J.E.F. and Prasad, A.B., The Pharmaceutical Press, London, pp. 862-864, 1982. | |
| | CC | TAMARKIN, D., et al. Body Cavity Foam, U.S. Appl. No. 11/116761, filed 04/28/2005. | |
| | CD | TAMARKIN, D., et al. Moisturizing Foam Containing Lanolin, U.S. Appl. No. 11/099942, filed 04/06/2005. | |
| | CE | TAMARKIN, D., et al. Nonsteroidal Immunomodulating Kit and Composition and Uses Thereof, U.S. Appl. No. 11/078902, filed 03/11/2005. | |
| | CF | TAMARKIN, D., et al. Steroid Kit and Foamable Composition and Uses, U.S. Appl. No. 11/114410, filed 04/26/2005. | |
| | CG | TAMARKIN, D., et al. Vasoactive Kit and Composition and Uses Thereof, U.S. Appl. No. 11/124676, filed 05/09/2005. | |
| | CH | WORMSER et al. Arch. Toxicol., 71, 165-170, 1997. | |
| | CI | WORMSER et al. Letters to the Editor, Burns, 24, 383, 1998. | |

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

| | | | |
|-----------------------|-----------|--------------------|------------|
| Examiner Signature | /Jake Vu/ | Date Considered | 09/08/2009 |
|-----------------------|-----------|--------------------|------------|